

September 15, 2010

**ITEM NO. C3**

**RECOMMENDATION TO APPROVE THE FY2010 ADMISSIONS AND CONTINUED  
OCCUPANCY POLICY AND RESIDENTIAL LEASE AGREEMENT**

To the Honorable Board of Commissioners:

**RECOMMENDATION**

It is recommended that the Board of Commissioners approve the FY2010 Admissions and Continued Occupancy Policy (ACOP) and Residential Lease Agreement (Lease). It is further recommended that the Board of Commissioners authorize the Chief Executive Officer, or his designee to approve any final changes to such FY2010 ACOP and Lease, including but not limited to, changes based on HUD requirements or changes, if any, resulting from any applicable future notice and public comment period.

**FUNDING**

N/A

**EXPLANATION**

The FY2010 ACOP amends the September 2009 Board of Commissioners approved ACOP and the FY2010 Lease amends the September 2009 Board approved Lease. Changes are being made to the ACOP and Lease to ensure that the language conforms to federal law, federal regulations, and state law. In summary, the new requirement is as follows:

In accordance with 24 CFR 5.216, 24 CFR 5.218, and 24 CFR 5.233, all Applicants and Residents are required to disclose Social Security Numbers or make a declaration, under penalties of perjury, that they do not have a Social Security Number.

The FY2010 ACOP and Lease also clarifies the definition of Total Tenant Payment (TTP) and Minimum Rent. The minimum TTP shall be \$75 per month. Whenever the TTP calculation results in an amount less than \$75, the CHA will impose a TTP of \$75.

CHA presented key changes in the FY2010 ACOP to the Central Advisory Council (CAC) Executive Board and the council at large and their legal representatives on March 25, 2010. The proposed changes to the FY2010 ACOP were also presented to CHA executive staff, department directors, and assistant directors for review. Notice to residents and the public about the public comment period and hearing appeared in news ads in the Chicago Sun-Times, Chicago Defender, and El Dia on March 16 and 17, 2010. The public comment period for the draft FY2010 ACOP was held March 17, 2010 through April 15, 2010. A public comment hearing was held on March 29, 2010, at the Charles Hayes Family Investment Center. In finalizing the proposed amendment to the FY2010 ACOP, CHA gave consideration to comments received during the public comment period and public comment hearing.

Based upon the foregoing, it is in the best interest of CHA to approve the FY2010 Admission and Continued Occupancy Policy and Residential Lease Agreement.

**RESOLUTION NO. 2010-CHA-117**

**WHEREAS,** the Board of Commissioners has reviewed the Board Letter dated September 15, 2010 entitled "Recommendation to Approve the FY2010 Admission and Continued Occupancy Policy and Residential Lease Agreement".

**THEREFORE, BE IT RESOLVED BY THE CHICAGO HOUSING AUTHORITY**

**THAT,** the Board of Commissioners hereby approves the FY2010 Admission and Continued Occupancy Policy and Residential Lease Agreement, and authorizes the Chief Executive Officer or his designee to approve any final changes to the FY2010 Admissions and Continued Occupancy Policy and Residential Lease Agreement.

**THAT,** this approval of the FY2010 Admissions and Continued Occupancy Policy and Residential Lease Agreement supersedes any and all conflicting language found in prior CHA policies and procedures and replaces any and all previously board approved Admission and Continued Occupancy Policies and Residential Lease Agreements.

**THAT,** the Chief Executive Officer is hereby authorized to approve final changes in this policy and lease agreement. Such approval shall constitute conclusive evidence of the Board's approval of any and all such changes.

